

Our Reference: VWS-555-A

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Karl-Heinz Kuebler & Daryl G. Harris  
Serial Number: 10/628,070  
Filing Date: July 25, 2003  
Examiner/Art Group Unit: Thor S. Campbell/3742  
Title: FLUID HEATER WITH INTEGRAL HEATER  
ELEMENTS

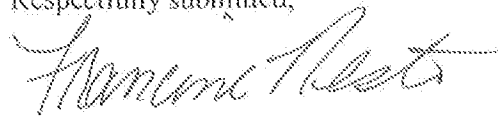
COMMUNICATION IN RESPONSE TO NONCOMPLIANT AMENDMENT

Mail Stop: Amendment  
Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Dear Sir or Madam:

In response to the Notice of Noncompliant Amendment mailed on October 5, 2009, please note that the amendment was in compliance but separated wrong at the USPTO. The entire amendment is available on PAIR. I spoke with Examiner Campbell today, October 13, 2009, to find out why we received the notice when the compliant amendment is in PAIR. He indicated that the claims were separated wrong at the USPTO and recommended that I send this reply, referencing our conversation. Applicants respectfully request that the Notice of Non-compliant Amendment be withdrawn so that the Patent Term is not wrongly affected by this error on behalf of the USPTO.

Respectfully submitted,



Francine Nesti  
Attorney for Applicant(s), Reg. No. 53376  
(248) 649-3333

Young Basile  
Hanlon & MacFarlane, P.C.  
3001 West Big Beaver Rd., Suite 624  
Troy, Michigan 48084-3107  
Date: October 13, 2009